

FOR PUBLICATION

**UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT**

IN THE MATTER OF: SUNNYSLOPE
HOUSING LIMITED PARTNERSHIP,
Debtor,

FIRST SOUTHERN NATIONAL BANK,
Plaintiff-Appellant,

v.

SUNNYSLOPE HOUSING LIMITED
PARTNERSHIP,
Defendant-Appellee.

No. 12-17241

D.C. No.
2:11-cv-02579-
HRH

IN THE MATTER OF: SUNNYSLOPE
HOUSING LIMITED PARTNERSHIP,
Debtor,

SUNNYSLOPE HOUSING LIMITED
PARTNERSHIP,
Plaintiff-Appellant,

v.

FIRST SOUTHERN NATIONAL BANK,
Defendant-Appellee.

No. 12-17327

D.C. No.
2:11-cv-02579-
HRH

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IN THE MATTER OF SUNNYSLOPE HOUSING

IN THE MATTER OF: SUNNYSLOPE
HOUSING LIMITED PARTNERSHIP,
Debtor,

FIRST SOUTHERN NATIONAL BANK,
Plaintiff-Appellant,

v.

SUNNYSLOPE HOUSING LP,
Defendant-Appellee.

No. 13-16164

D.C. No.
2:12-cv-02700-
HRH

IN THE MATTER OF: SUNNYSLOPE
HOUSING LIMITED PARTNERSHIP,
Debtor,

SUNNYSLOPE HOUSING LP,
Plaintiff-Appellant,

v.

FIRST SOUTHERN NATIONAL BANK,
Defendant-Appellee.

No. 13-16180

D.C. No.
2:12-cv-02700-
HRH

ORDER

Filed April 21, 2016

Before: Alex Kozinski, Richard A. Paez,
and Richard R. Clifton, Circuit Judges.

ORDER

The slip opinion filed on April 8, 2016, is hereby amended as follows:

1. On page 6 of the slip opinion, line 4, change <section 1325(a)(5)(B) of the Code> to <section 1129(b) of the Code>.

2. On page 11 of the slip opinion, lines 6–7, change <11 U.S.C. § 1325(a)(5)(B)> to <11 U.S.C. § 1129(b)>.

3. On page 25 of the slip opinion, lines 1–7, change <Under section 1325(a)(5) of the Code, a plan’s treatment of a secured claim can be confirmed if one of three conditions is satisfied: the creditor accepts the plan, the debtor surrenders the property, or the debtor invokes the cram down power. *Rash*, 520 U.S. at 957.> to <Under section 1129(b) of the Code, a plan can be confirmed even without the consent of all impaired classes of creditors if the debtor invokes the cram down power.>.

With these amendments, the petition for panel rehearing is **DENIED** as moot. Future petitions for panel rehearing and rehearing en banc may be filed from this Order.